

# Order

**Michigan Supreme Court  
Lansing, Michigan**

February 6, 2008

Clifford W. Taylor,  
Chief Justice

135138

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

**SHELLY ANNE STRUCK and ELOY STRUCK,**  
Plaintiffs-Appellees,

v

SC: 135138  
COA: 276219  
Bay CC: 04-003607-NO

**MICHAEL KUSMIERZ and AUTOZONE, INC.,**  
Defendants-Appellants.

---

On order of the Court, the application for leave to appeal the September 13, 2007 order of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the questions presented should now be reviewed by this Court.



d0130

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

February 6, 2008

*Corbin R. Davis*

Clerk